

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK

U.S. DISTRICT COURT - N.D. OF N.Y.
<b>FILED</b>
SEP - 7 2017
AT _____ O'CLOCK
Lawrence K. Baerman, Clerk - Binghamton

UNITED STATES OF AMERICA ex rel.  
GEORGE PONCY,

Plaintiff,

v.

ACADEMY MEDICAL, LLC, a Florida  
limited liability company; EDWARD D.  
DESSER, individually; PATRICK J. PAPA,  
individually; DANIEL M. SHAW,  
individually; SR KENT, LLC, a Florida limited  
liability company, and STEVEN R. KENT,  
individually,

Defendants.

Civil Action No. <sup>14</sup>14-cv-17 (TJM/DJS)

**CONSENT JUDGMENT**

Upon consent of the parties, and the Court being fully advised:

Judgment is hereby entered in favor of the United States of America against Defendants Academy Medical, LLC, Edward D. Desser, and Daniel Shaw, jointly and severally, in the amount of \$335,000; and

Judgment is hereby entered in favor of Relator George Poncy against Defendants Academy Medical, LLC, Edward D. Desser, and Daniel Shaw, jointly and severally, in the amount of \$75,000.

Interest shall accrue on any unpaid principal amounts due under this Consent Judgment pursuant to 28 U.S.C. § 1961.


9/6/17  
*Thomas J. McAvoy*  
Hon. Thomas J. McAvoy  
Senior United States District Judge

Approved:

**THE UNITED STATES OF AMERICA**


GRANT C. JAQUITH  
Acting United States Attorney

August 9, 2017

  
ADAM J. KATZ  
Assistant United States Attorney

**ACADEMY MEDICAL, LLC, EDWARD DESSER, and  
DANIEL SHAW**

August 9, 2017

  
MARK S. THOMAS  
Thomas Health Law Group, P.A.

**THE RELATOR**

August 9, 2017

  
RYON MCCABE  
McCabe Rabin, P.A.

**Exhibit C to Settlement Agreement (Attorney's Fees Payment Schedule)**

**Payment Schedule**

1	9/15/17	2,164.69	92.47	0.00	72,927.78	72,927.78
2	10/15/17	2,164.69	149.85	0.00	70,912.94	70,912.94
3	11/15/17	2,164.69	150.57	0.00	68,898.82	68,898.82
4	12/15/17	2,164.69	141.57	0.00	66,875.70	66,875.70
5	1/15/18	2,164.69	142.00	0.00	64,853.01	64,853.01
6	2/15/18	2,164.69	137.70	0.00	62,826.02	62,826.02
7	3/15/18	2,164.69	120.49	0.00	60,781.82	60,781.82
8	4/15/18	2,164.69	129.06	0.00	58,746.19	58,746.19
9	5/15/18	2,164.69	120.71	0.00	56,702.21	56,702.21
10	6/15/18	2,164.69	120.40	0.00	54,657.92	54,657.92
11	7/15/18	2,164.69	112.31	0.00	52,605.54	52,605.54
12	8/15/18	2,164.69	111.70	0.00	50,552.55	50,552.55
13	9/15/18	2,164.69	107.34	0.00	48,495.20	48,495.20
14	10/15/18	2,164.69	99.65	0.00	46,430.16	46,430.16
15	11/15/18	2,164.69	98.58	0.00	44,364.05	44,364.05
16	12/15/18	2,164.69	91.16	0.00	42,290.52	42,290.52
17	1/15/19	2,164.69	89.79	0.00	40,215.62	40,215.62
18	2/15/19	2,164.69	85.39	0.00	38,136.32	38,136.32
19	3/15/19	2,164.69	73.14	0.00	36,044.77	36,044.77
20	4/15/19	2,164.69	76.53	0.00	33,956.61	33,956.61
21	5/15/19	2,164.69	69.77	0.00	31,861.69	31,861.69
22	6/15/19	2,164.69	67.65	0.00	29,764.65	29,764.65
23	7/15/19	2,164.69	61.16	0.00	27,661.12	27,661.12
24	8/15/19	2,164.69	58.73	0.00	25,555.16	25,555.16
25	9/15/19	2,164.69	54.26	0.00	23,444.73	23,444.73
26	10/15/19	2,164.69	48.17	0.00	21,328.21	21,328.21
27	11/15/19	2,164.69	45.29	0.00	19,208.81	19,208.81
28	12/15/19	2,164.69	39.47	0.00	17,083.59	17,083.59
29	1/15/20	2,164.69	36.27	0.00	14,955.17	14,955.17
30	2/15/20	2,164.69	31.75	0.00	12,822.23	12,822.23
31	3/15/20	2,164.69	25.47	0.00	10,683.01	10,683.01
32	4/15/20	2,164.69	22.68	0.00	8,541.00	8,541.00
33	5/15/20	2,164.69	17.55	0.00	6,393.86	6,393.86
34	6/15/20	2,164.69	13.58	0.00	4,242.75	4,242.75
35	7/15/20	2,164.69	8.72	0.00	2,086.78	2,086.78
36	8/15/20	2,091.21	4.43	0.00	0.00	0.00